

1 MICHAEL J. AGUIRRE, City Attorney  
2 JOE CORDILEONE, Senior Deputy City Attorney  
3 California State Bar No. 73606  
4 MARIA C. SEVERSON, Chief Deputy City Attorney  
5 California State Bar No. 173967  
Office of the City Attorney  
1200 Third Avenue, Suite 1100  
San Diego, California 92101-4100  
Telephone: (619) 533-5800  
Facsimile: (619) 533-5856

This document exempt from fees per Gov't Code 6103 to the benefit of the City of San Diego

7 | Attorneys for Defendant City of San Diego

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

11 | TRACY MEANS.

Case No. 08cv0580 WOH (POR)

12 Plaintiff

## DECLARATION OF SERVICE

13 | V

Judge: Hon. William Q. Hayes

Courtroom: 4

Date: May 12, 2008

Time: 11:00 a.m.

14 CITY OF SAN DIEGO, a municipal corporation  
15 and a Political Subdivision of the State of  
California, and DOES 1-30, inclusive.

Magistrate: Hon. Louisa S. Porter

Defendant.

I, the undersigned, declare under penalty of perjury that I am over the age of eighteen years and not a party to this action; and that I served the following document(s):

- **DEFENDANT'S NOTICE OF MOTION AND MOTION TO DISMISS PLAINTIFF'S FIRST AMENDED COMPLAINT PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 12(b), AND IN THE ALTERNATIVE, MOTION FOR A MORE DEFINITE STATEMENT PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 12(e) AND MOTION TO STRIKE PORTIONS OF THE COMPLAINT PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 12(f)**
- **POINTS AND AUTHORITIES IN SUPPORT OF DEFENDANT'S MOTION TO DISMISS PLAINTIFF'S FIRST AMENDED COMPLAINT PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 12(b), AND IN THE ALTERNATIVE, MOTION FOR A MORE DEFINITE STATEMENT PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 12(e) AND MOTION TO STRIKE PORTIONS OF THE COMPLAINT PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 12(f)**

1 • DEFENDANT'S REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF ITS  
2 MOTION TO DISMISS PLAINTIFF'S FIRST AMENDED COMPLAINT  
3 PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 12(b), AND IN  
4 THE ALTERNATIVE, MOTION FOR A MORE DEFINITE STATEMENT  
5 PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 12(e) AND  
MOTION TO STRIKE PORTIONS OF THE COMPLAINT PURSUANT TO  
FEDERAL RULE OF CIVIL PROCEDURE 12(f)

•  
on the individuals listed below in the manner indicated.

5 on the individuals listed below in the manner indicated.

## **Electronic Mail**

7 I served the following by electronic mail at the e-mail addresses listed below:

8 • prosenstein@rwdlaw.com

10 Executed: April 2, 2008, at San Diego, California.

s/Ginger Botha  
**GINGER BOTHA**  
E-mail: GBotha@sandiego.gov